

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF NEW YORK

PRO BONO FUND VOUCHER  
AND REQUEST FOR REIMBURSEMENT

I, Thomas Paul Armstrong, duly appointed as counsel pro bono to  
represent Robert I. Sawyer in the matter of  
Robert Sawyer v. C.O. Locy et. al.

Civil Action No. 9:19-CV-879, hereby request reimbursement pursuant to Local Rule 83.3  
for expenses incurred in the representation of my pro bono client in the amount of \$ \$ 1,748.28.

I certify that the expenses, a detailed copy of which are attached hereto, are reasonable  
and necessary. I further understand that absent prior approval of the court, cumulative expenses  
in this matter will not exceed \$2,000.00.

Dated: April 27, 2022.

Counsel Pro Bono (Signature): 

The above application of counsel pro bono is fair and reasonable and payment is  
requested from the Northern District of New York's Pro Bono Fund.

Dated: 4/28/2022.

Presiding Judge (Signature): 

IT IS SO ORDERED.

Dated: May 2, 2022.

  
Chief U.S. District Judge



**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK**

**Pro Bono Authorization Request**

**Attorney(s) Name:** Thomas P. Armstrong

**Case Number/Party  
Represented:** Robert I. Sawyer, 9:19-CV-0879.

- ☒ **Authorization Request for expenses in excess of \$500.00**

**Explanation:**

Specifically required to have a court reporter provide remote deposition services in a State Correctional Facility and expedited transcript of the non-party witness for Trial. Without the witness's testimony, Plaintiff would have been prejudiced.

- ☐ **Authorization Request for voucher in excess of \$2,000.00**

**Explanation:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

- ☐ **Travel Authorization Request**

**Provide justification for travel and a list of estimated travel expenses:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

The above Authorization Request for travel expenses, expenses in excess of \$500.00 or voucher in excess of \$2,000.00 is hereby APPROVED.

**Presiding Judge (Signature):** 

**Dated:** 4/28/2022

\*Please email Authorization Request to the "Courtroom Deputy" of presiding Judge  
\*A copy of the approved authorization must be attached to your pro bono voucher.

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK**

**Pro Bono Expense Voucher**

**Attorney(s) Name:** Thomas P. Armstrong

**Law Firm Name:** Goldberg Segalla, LLP

**Mailing Address of Law Firm:** 8 Southwoods Blvd, Ste. 300

**City/State/Zip:** Albany, New York 12211

I hereby request payment be made for Pro Bono services performed in:

**Case Number:** 9:19-CV-0879

**Party Represented:** Robert I. Sawyer

**Dates of Service:** From: 4/15/2021 To: 3/23/2022

*Rates Effective October 2021 through September 2022  
See mileage rates for Northern District of New York*

GSA PER DIEM RATES: (Recommended)	Lodging	Meals
Syracuse	\$ 101	\$ 64
Albany	\$ 114	\$ 69
Utica	\$ 96	\$ 59
Binghamton	\$ 101	\$ 64
Plattsburgh	\$ 96	\$ 59

\*Only actual expenses may be claimed

**GRAND TOTAL  
VOUCHER AMOUNT**

**\$ 1,748.28**

Finance Audit MC Date: 4/27/2022

I certify that I rendered the services described herein, that said services are fair and reasonable and payment is requested from the Northern District of New York's Pro Bono Fund. I further understand that absent prior approval of the Court, cumulative expenses in this matter will not exceed \$2,000.00.

**Attorney Signature:** 

**Date:** 04/27/2022

\*Must provide receipts if your expenses include airfare, lodging, rental car and expenses \$50.00 and over.

\*Please submit your voucher via ECF using "Motion for Disbursement of Funds" event.

\*If you have an expense over \$500.00, travel expenses or your voucher exceeds \$2,000.00, please fill out the attached Authorization Request Form.



### Pro Bono Other Expenses

\*Any expenses in excess of \$500.00 should receive the Court's prior approval. Please see guidelines for further details.

**Attorney(s):** Thomas P. Armstrong

DATE	EXPENSE TYPE	NOTES/PURPOSE	TOTAL EXPENSE AMOUNT
9/27/21	Court Reporting/Remote Deposition in State DOC	Non-Party Witness Testimony for Trial	\$ 1,603.28
9/25/21	Service of Process of Subpoena on NY DOC.	Service of Process	\$ 145.00
TOTAL:			\$ 1,748.28

**Albany Investigation & Process Services, LLC**  
 40 Colvin Avenue  
 Suite 203  
 Albany, NY 12208  
 Phone: 518-438-8987



**Goldberg Segalla**

**Invoice 24706**

<b>Date</b>	<b>Sep 25, 2021</b>
<b>Terms</b>	<b>Net 30</b>
<b>Service Thru</b>	<b>Sep 25, 2021</b>

**In Reference To: Sawyer v. CO Locy (Labor)**

<b>Date</b>	<b>Services</b>	<b>Hours</b>	<b>Rates</b>	<b>Amount</b>
09/15/2021	Process Service: For service of Subpoena To Produce Documents, Notice of Service of Subpoena For Testimony upon:  DAVID PAULSEN, ESQ. Jefferson County Atty Ofc.	Flat Fee	\$ 145.00	\$ 145.00
<b>Total Labor</b>				<b>\$ 145.00</b>
<b>Total Invoice Amount</b>				<b>\$ 145.00</b>

**AFFIDAVIT OF SERVICE**

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK  
ROBERT I SAWYER, 21-B-1397**

Plaintiff,

-vs-

**C.O. LOCY**

Defendant.

For: Alb Investigations  
Civil Action No 9:19-CV-879  
(MAD/ATB)  
Filed:

**STATE OF NEW YORK, COUNTY OF JEFFERSON SS:** The undersigned, being duly sworn, deposes and says, deponent is not a party herein, is over 18 years of age and resides in NYS. That on 9-15-21 at Jefferson Co Attorneys Office- 175 Arsenal St 4<sup>th</sup> Floor Watertown NY 13601 at 3:15pm Deponent did serve the within Letter dated 9-15-21 from Goldberg Segalla LLP (File 14033.0001), Defendant's Notice of Service of Subpoena For Testimony and Subpoena To Produce Documents, Information, Or Objects Or To Permit Inspection of Premises In a Civil Action on DAVID PAULSEN ESQUIRE therein named.

Individual

1. ☐

By delivering a true copy of each to said defendant personally; deponent knew the person so served to be the person described as said defendant therein.

Corporation

2. ☐

By delivering thereat a true copy of each to personally, deponent knew so served to be authorized to accept service

Suitable age person

3. ☒

By delivering thereat a true copy of each to CLERK- BRIAN STEVENS a person of suitable age and discretion. Said premises is —actual place of business —within the state.

Affixing to door, ETC.

4. ☐

By affixing a true copy of each to the door of the premises, by thumbtacking, which is defendant's —dwelling place—usual place of abode—within the state.(Address confirmed by-) Deponent was unable, with due diligence to find defendant or a person of suitable age and discretion thereat, having called there

Index #

5. ☐

Index No and date of filing was endorsed thereon.

Mailing

6. ☒

On 9-16-21 deponent enclosed a copy of the same in a postpaid, sealed envelope, first class mail, properly addressed to defendant and mailed to the defendant at the defendant's last known address at CO ATTY OFFICE 175 ARSENAL ST WATERTOWN NY 13601 c/o D POULSEN ESQ and deposited said envelope in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. The envelope bore the legend "Personal and Confidential" and did not indicate on the outside thereof, by return address or otherwise, that the communication was from an attorney or concerned an action against the defendant. (If certified, #

Description

7. ☒

A description of the defendant or the person served, or person spoken to, on behalf of the defendant is as follows:

Sex	Male	Hair Color	Whi	Approx. Weight	200	Other Features	
Skin Color	whi	Approx. Height	5'8	Approx. Age	68		

**Other Information:**

Subpoena Fee

8. ☐

At the time of said service, deponent paid (tendered) in advance the authorized traveling expense and one day's witness fee.

Military Service

9. ☒

I asked the person spoken to, whether defendant was in active military service of the United States or of the State of New York in any capacity whatever and received a negative reply. The source of my information and the grounds of my belief are the conversations and observations above narrated. Upon information and belief I aver that the recipient is not in military service of New York State or the United States as that term is defined in either the state or in the Federal statutes.

Sworn to before me on 19 day of SEPT 2021

Notary Public-Ellen C MacFarland  
01MA4618903 My Commission Expires 8-31-25 Jefferson County, New York State

BY Thomas Campbell  
E.C.M. SERVICES - THOMAS CAMPBELL  
E-Mail ecmservices@vplp.net  
Ellen Cummings MacFarland- Owner  
10415 Bayshore Drive  
Adams New York 13605  
Cell 315 778 3311

Albany Investigation & Process  
Services, LLC

40 Colvin Avenue Suite 203  
Albany, NY 12206

*Michael  
Vicks*

Received  
SEP 30 2021  
Albany



UNITED STATES POSTAGE  
FIRST CLASS  
\$000.53  
02 1P  
0000763937 SEP 25 2021  
MAILED FROM ZIP CODE 12206

*Goldberg Segalle, LLP  
8 Southwoods Blvd. (#300)  
Albany, NY 12211-2364*

12211-236499






GOLDBERG SEGALLA LLP

168819

				CHECK	
DATE	DESCRIPTION	INVOICE #	AMOUNT	DEDUCTION	NET AMOUNT
09/25/2021	14033.0001 - Process Server Fee for services on David Paulsen	24706	9/ \$145.007303		\$145.00

CHECK DATE	CONTROL NUMBER	TOTALS ▶	
11/15/2021	168819		\$145.00

		ATTORNEYS AT LAW 665 Main Street Buffalo, New York 14203 (716) 566-5400		50-7044/2223 DATE 11/15/21 CHECK 168819 AMOUNT ***145.00***	168819
PAY TO THE ORDER OF One hundred forty-five and 00/100		Albany Investigation & Process Svcs LLC 40 Colvin Ave, Suite 203 Albany, NY 12206		 AUTHORIZED SIGNATURE	

GOLDBERG SEGALLA LLP

Payee: Albany Investigation &amp; Process Svcs LLC

168819

Vendor:	1603.00					Check Date:	11/15/21
<u>Invoice Num</u>	<u>Invoice Date</u>	<u>G/L Account Client/Matter</u>	<u>Account Description Cost</u>	<u>Office</u>	<u>Offset Amt</u>	<u>Payment Amt</u>	
24706	09/25/2021	14033.0001	PRO Processor Fee	140	\$145.00	\$145.00	
Invoice Totals:						\$145.00	





1600 Centre Pkwy  
Suite 100  
Atlanta GA 30344  
888-488-4044  
www.esquiredepositionsolutions.com  
Tax ID # 45-3463120

**Invoice INV2020904**

Date 8/28/2021 Client Number C03460  
Terms Net 30 Esquire Office New York City  
Due Date 10/28/2021 Proceeding Type Deposition  
Name of Insured  
Adjuster  
Firm Matter/File #  
Client VAL ID  
Date of Loss

**Bill To**  
Goldberg Segalla  
8 Southwoods Boulevard  
Suite 300  
Albany NY 12211

**Services Provided For**  
Goldberg Segalla - Albany  
Armstrong, Thomas P  
8 Southwoods Boulevard  
Suite 300  
Albany NY 12211

Job Date	Job ID	Job Location	Case		
9/27/2021	J7452676	New York, NEW YORK	ROBERT SAWYER V. C.O. LOCY		
Description	Deponent	Qty	Unit Rate	Tax	Amount
APP FEE: FULL DAY	Jason Clacks	1	150.00		150.00
TRANSCRIPT - O&1-VC-WI	Jason Clacks	112	6.35		711.20
NEXT DAY EXPEDITE	Jason Clacks				640.08
E-EXHIBITS B&W ORIG	Jason Clacks	42	0.60		25.20
CONDENSED TRANSCRIPT	Jason Clacks	1	25.00		25.00
PROCESSING & COMPLIANCE	Jason Clacks	1	50.00		50.00
REMOTE VIDEO CONFERENCING -	Jason Clacks	1	0.00		0.00
COMPLIMENTARY					
E- EXHIBITS COLOR ORIG	Jason Clacks	3	0.60		1.80

Representing Client: Goldberg Segalla - Buffalo : Goldberg Segalla - Albany

Subtotal 1,603.28  
Shipping Cost (n/a) 0.00  
Total 1,603.28  
Amount Due \$1,603.28

Attorney is responsible for payment of all charges incurred. Payment is due by "Due Date" shown on invoice. Failure to pay by "Due Date" may result in the assessment of a late fee. Transcript package typically includes transcript/word index, exhibits, appearance fee, condensed transcript, litigation support disk, shipping, video charges and may include other service charges based on job or region. Some services and rates may vary by job or region. Please contact your local office for specific detail and questions. Full Terms and Conditions are viewable online at www.esquiredepositionsolutions.com/terms-conditions. These stated terms and conditions, to the extent they contradict the rules and regulations in Arizona, do not apply. All aspects of this invoice and other business terms comply with the ethical obligations set forth in the AZ Code of Judicial Administration Section 7-206(J)(1)(g)(3) through (6).

Please detach and return this bottom portion with your payment or pay online at

[www.esquireconnect.com](http://www.esquireconnect.com)

**Remit to:**  
Esquire Deposition Solutions, LLC  
P.O. Box 846099  
Dallas, TX 75284-6099

**Federal Express, UPS or Overnight**  
Esquire Deposition Solutions, LLC  
Lockbox 846099  
1950 N. Stemmons Freeway  
Suite 5010  
Dallas, TX 75208

Client Name Goldberg Segalla - Albany  
Client # C03460  
Invoice # INV2020904  
Invoice Date 9/28/2021  
Due Date 10/28/2021  
Amount Due \$ 1,603.28

GOLDBERG SEGALLA LLP

168855

				CHECK	
DATE	DESCRIPTION	INVOICE #	AMOUNT	DEDUCTION	NET AMOUNT
2173.06 - Esquire Deposition Solutions, LLC					
09/27/2021	15907.0013 - Deposition Transcript of Hearing taken on 9/21/21	INV2019460	\$80.00		\$80.00
09/27/2021	13178.0010 - Deposition Transcript of Robert Thomas taken on 9/21/21	INV2019495	\$135.00		\$135.00
09/27/2021	9003.0002 - Deposition Transcript of Trooper Thomas M. Yates taken on 9/21/21	INV2020187	\$370.70		\$370.70
09/27/2021	15907.0013 - Deposition Transcript of Hearing taken on 9/22/21	INV2020506	\$451.20		\$451.20
09/28/2021	14033.0001 - Deposition Transcript of Jason Clacks taken on 9/21/21	INV2020904	\$1,603.28		\$1,603.28
09/28/2021	20460.0188 - Deposition Transcript of Marvin Miller taken on 9/18/21	INV2021073	\$347.00		\$347.00
09/30/2021	8270.0012 - Deposition Transcript of Matthew Hatchette taken on 9/18/21	INV1961567	\$664.20		\$664.20
09/30/2021	2690.0056 - Deposition Transcript of Alexandre Veloso taken on 9/18/21	INV1971081	\$760.40		\$760.40
09/30/2021	13058.0058 - Cancellation fee for Video Conferencing for Lisha FINEV1976897	INV1976897	\$150.00		\$150.00
09/30/2021	15899.0115 - Deposition Transcript of Jessica Tolentino taken on 9/21/21	INV1977537	\$542.40		\$542.40
09/30/2021	14004.0041 - Cancelled Video Conference of Dr. Hendler on 9/21/21	INV2022831	\$185.00		\$185.00
09/30/2021	13178.0010 - Deposition Transcript of Robert Thomas taken on 9/21/21	INV2023170	\$604.40		\$604.40
09/30/2021	20014.0633 - Deposition Transcript of Hratch Nerkizian taken on 9/21/21	INV2023347	\$402.50		\$402.50

CHECK DATE	CONTROL NUMBER	TOTALS ▶	
11/15/2021	168855		\$6,296.08



ATTORNEYS AT LAW  
665 Main Street  
Buffalo, New York 14203  
(716) 566-5400



50-7044/2223

DATE  
11/15/21

CHECK  
168855

AMOUNT  
\*\*\*6,296.08\*\*\*

PAY

Six thousand two hundred ninety-six and 08/100\*\*\*\*\*

TO THE  
ORDER  
OF

Esquire Deposition Solutions, LLC  
PO Box 846099  
Dallas, TX 75284-6099

*[Signature]*  
AUTHORIZED SIGNATURE

Security features. Details on back.

GOLDBERG SEGALLA LLP

Payee: Esquire Deposition Solutions, LLC

168855

Vendor: 2173.06

Check Date: 11/15/21

Invoice Num	Invoice Date	G/L Account Client/Matter	Account Description Cost	Office	Offset Amt	Payment Amt
INV1976897	09/30/2021	13058.0058	OPF Outside Professional Fee	295	\$150.00	\$150.00 ✓
INV1971081	09/30/2021	2690.0056	TRAN Transcription Fees	220	\$760.40	\$760.40 ✓
INV2020506	09/27/2021	15907.0013	TRAN Transcription Fees	295	\$451.20	\$451.20 ✓
INV1961567	09/30/2021	8270.0012	TRAN Transcription Fees	315	\$664.20	\$664.20 ✓
INV2019460	09/27/2021	15907.0013	TRAN Transcription Fees	295	\$80.00	\$80.00 ✓
INV1977537	09/30/2021	15899.0115	TRAN Transcription Fees	235	\$542.40	\$542.40 ✓
INV2020904	09/28/2021	14033.0001	TRAN Transcription Fees	140	\$1,603.28	\$1,603.28 ✓
INV2021073	09/28/2021	20460.0188	TRAN Transcription Fees	240	\$347.00	\$347.00 ✓
INV2023170	09/30/2021	13178.0010	TRAN Transcription Fees	295	\$604.40	\$604.40 ✓
INV2023347	09/30/2021	20014.0633	TRAN Transcription Fees	260	\$402.50	\$402.50 ✓
INV2020187	09/27/2021	9003.0002	TRAN Transcription Fees	240	\$370.70	\$370.70 ✓
INV2022831	09/30/2021	14004.0041	OPF Outside Professional Fee	210	\$185.00	\$185.00 ✓
INV2019495	09/27/2021	13178.0010	TRAN Transcription Fees	295	\$135.00	\$135.00 ✓